IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.72 OF 1998

Smt.Sakhubai w/o Gangaram Pandhare & Ors.. Appellants

versu

Shri Govind Tayappa Pandhare .. Respondent

Mr.T.S.Ingale for appellants.

Mr.Ranjit More for respondent

CORAM : P.V.KAKADE,J.

DATE : 2nd NOVEMBER, 2004

P.C.:

1. Heard learned counsel for both the parties. They have filed the Consent Terms, which are duly signed by them and the parties. The said Consent Terms are taken on record and marked as "X" for identification.

2. In view of the Consent Terms the Judgment and Decree

dated 21.1.1998 passed in Regular Civil Appeal No.494 of 1987 is set aside and the Judgment and Decree dated 13.10.1987 passed in Regular Civil suit No.98 of 1980 passed by the Trial Court dismissing the Suit is confirmed. With these directions the Appeal stands disposed of with no order as to costs.

3. Refund as per law.

. Parties to act on a copy of this order duly authenticated.